

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,  
Plaintiff-Respondent,  
v.  
JAMES LAMONT RICHARDSON,  
Defendant-Petitioner.

CASE NO. 1:97-CR-5129-LJO-1

## ORDER SETTING BRIEFING SCHEDULE

(ECF No. 403)

On June 23, 2016, Petitioner James Lamont Richardson, through the Federal Defender's Office, filed a motion to vacate, set aside, or correct his sentence pursuant 28 U.S.C. § 2255, raising issues related to *Johnson v. United States*, 135 S. Ct. 2551 (2015), and *Welch v. United States*, 136 S. Ct. 1257 (2016). ECF No. 403. Petitioner simultaneously filed an application to the Ninth Circuit for leave to file a second or successive § 2255 motion. *Id.* On March 21, 2017, the Ninth Circuit granted Petitioner's application to file a second or successive § 2255 motion. ECF No. 402. Accordingly,

**IT IS HEREBY ORDERED** that the Government shall file a response to Petitioner's § 2255 motion on or before April 25, 2017. From the date of the Government's filing, Petitioner shall have 30 days to file a reply.

IT IS SO ORDERED.

Dated: **March 24, 2017**

/s/ Lawrence J. O'Neill  
UNITED STATES CHIEF DISTRICT JUDGE